Application No.: 10/549,704 Docket No.: 5521-0116PUS1

## AMENDED CLAIM SET:

 (Previously Presented) A cosmetic comprising tetraquistrimethylsiloxysilane represented by the formula (1)

$$[(CH_3)_3SiO]_4Si$$
 (1)

and methyltrimethicone represented by the formula (2)

in a ratio of tetraquistrimethylsiloxysilane to methyltrimethicone of from 5:95 to 90:10 in mass-%.

- 2. (Cancelled).
- (Previously Presented) The cosmetic according to claim 1, wherein the cosmetic further comprises a solvent which is volatile at 25°C and 1 atm.
- 4. (Original) The cosmetic according to claim 3, wherein the volatile solvent is at least one selected from the group consisting of linear dimethylpolysiloxane having 4 or 5 silicon atoms, cyclic dimethylpolysiloxane having 4 to 6 silicon atoms, monohydric alcohols having 1 to 3 carbon atoms, and hydrocarbons having 10 to 16 carbon atoms.
- 5. (Original) The cosmetic according to claim 4, wherein the volatile solvent is at least one selected from the group consisting of octamethyltrisiloxane, decamethyltetrasiloxane, octamethylcyclotetrasiloxane,decamethylcyclopentasiloxane,dodecamethylcyclohexasiloxane, ethanol, isopropanol, propanol, isododecane, isodecane, isohexadecane, and isoparaffin.

## 6. - 11. (Cancelled).

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 (Previously Presented) An oil-based cosmetic comprising, based on the total mass of the oil-based cosmetic.

0.1 to 60 mass-% of tetraquistrimethylsiloxysilane represented by the formula (1)

[(CH<sub>3</sub>)<sub>3</sub>SiO]<sub>4</sub>Si (1),

- 0.1 to 50 mass-% of a pigment, and
- 2 to 40 mass-% of polybutene.
- 13. (Previously Presented) A solid makeup cosmetic comprising
- (A) 10 to 30 mass-% of tetraquistrimethylsiloxysilane represented by the formula (1) [(CH<sub>3</sub>):SiOl<sub>4</sub>Si (1).
- (B) 5 to 10 mass-% of at last one polyol compound selected from the group consisting of polyhydric alcohols and saccharides,
- (C) 1.5 to 3.5 mass-% of a surfactant selected from the group consisting of sorbitan fatty acid esters, polyglycerin fatty acid esters, sucrose fatty acid esters, and polysaccharide alkyl ethers,
  - (D) 3 to 7 mass-% of an oil agent which is solid or pasty at 25°C,
  - (E) 30 to 45 mass-% of a pigment, and
  - (F) 5 to 25 mass-% of purified water,

wherein each amount represented in mass-% is based on a total mass of the cosmetic.

- 14. (Cancelled).
- 15. (Previously Presented) The cosmetic according to claim 1, wherein the cosmetic further comprises a silicone resin, a silicone-modified organic thickener, a fluorine-modified silicone resin or a mixture of two or more of them.
- 16. (Previously Presented) The cosmetic according to claim 1, wherein the cosmetic further comprises a UV-ray protective component.

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- 17. 22. (Cancelled).
- 23. (Previously Presented) The cosmetic according to claim 1, whrein the cosmetic comprises tetraquistirmethylsiloxysilane and methyltrimethicone in a total amount of from 0.5 to 60 mass-%, based on a total mass of the cosmetic.
  - 24. (Cancelled).
- (Currently Amended) The oil-based cosmetic according to claim 12, wherein the polybutene has an average molecular weight of form from 500 to 2700.
- 26. (Previously Presented) The oil-based cosmetic according to claim 12, wherein the cosmetic further comprises a silicone resin, a silicone-modified organic thickener, a fluorine-modified silicone resin, or a mixture of two or more of them.
- 27. (Previously Presented) The solid makeup cosmetic according to claim 13, wherein the cosmetic further comprises a silicone resin, a silicone-modified organic thickener, a fluorine-modified silicone resin, or a mixture of two or more of them.
- 28. (Previously Presented) The oil-based cosmetic according to claim 12, wherein the cosmetic further comprises a UV-ray protective component.
- 29. (Previously Presented) The solid makeup cosmetic according to claim 13, wherein the cosmetic further comprises a UV-ray protective component.